

1 fact that there is no other State in the Union at the
2 moment that follows the majority report suggestion --
3 actually in 48 States the Senate now is the trying body,
4 that is the body in which the trial takes place. And one
5 minor thing which I think also should be pointed out and
6 that is that there is the possibility that some complications
7 could arise when the courts must allow ten judges to sit
8 in a special trial, both the tying up of the whole court
9 system and the ineligibility of these judges to serve in
10 subsequent trials of the same official for the same
11 offense. However, overriding and our main argument is the
12 fact that this trial should be in the hands of the elected
13 representatives of the people and if you feel as we do,
14 then I urge your support of this amendment.

15 THE CHAIRMAN: Delegate Boyer.

16 DELEGATE BOYER: Mr. Chairman, this is, of course,
17 in direct conflict with the committee recommendation and
18 it seems to center on the issue of who should be the
19 trier of the facts and the committee feels that while the
20 initiation and trial of impeachments have been tradi-
21 tionally the function of the Legislature, that actually